### THE FITTS CHARGES

[Continued from page 1.]

erty in Brattleboro, as shown by the records, of several thousand dollars and records, or several thousand dollars and that any one having any obligations of any character against him might have secured it at any time during the last six years had he so chosen. This respondent avers that no man now or heretofore directly or indirectly connected with the liquor traffic in any way holds any unpaid obligation of any character or kind against him.

any unpaid obligation of any character or kind against him.

This respondent further answering says that the facts concerning the two foregoing matters of complaint are generally and well known in Brattleboro and have been for many years; that the said Smith and Hunt have openly, and publicly told of the said collection matter against them; that the said suit of August 22, 1895, on said check, and all the details thereof, were published and discussed in both the local papers of Brattleboro at the time; that there never has been any concealment or attempted concealment. the time; that there never has been any concealment or attempted concealment of the facts thereof on the part of this respondent and that he understands and believes that most of the complainants have known in general about these two matters for the last seven or eight years. Wherefore, this respondent, from all the foregoing, claims that the said complainants in making complaint as to said check and said collection, which occurred so long ago, and were settled and disposed of are not justified in bringing this proceeding at this time.

Your respondent, answering the allega-

Your respondent, answering the allega-tion in the affidavit of Fred C. Gale, filed with this petition, denies the same in toto and declares that it is absolutely

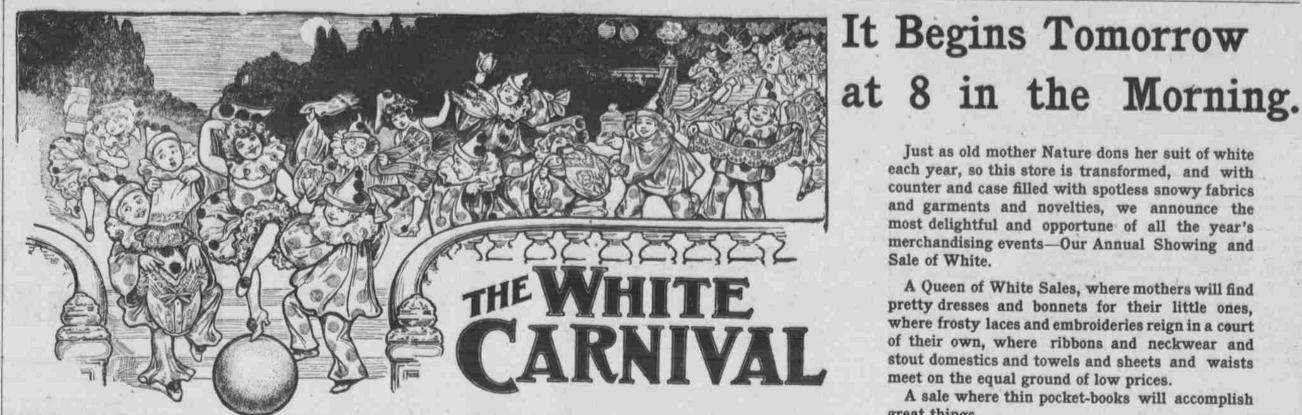
#### 3. The D. P. Prescott Matter.

This respondent, answering relative to the D. P. Prescott matters, says that he was employed by said Prescott as coun-sel in the suit of Bartlett vs. Prescott commencing in December, 1900, and from thence up to the April term, 1904, in Wind-ham county court. He avers that during was employed by said Prescott as counsel in the suit of Bartlet vs. Prescott commencing in December, 1909, and from thence up to the April term, 1904, in Windham county court. He avers that during the the questions arising therein he acted in good faith for the best interests of his client, sat be believed, and with the sole purpose of protecting the interests of his client, but with all his zeal and ability worked for his said client, but with all his zeal and ability worked for his said client in the service and the brought understanding between all purities interested that as between Crown & Balley and Prescott in a trustee in said Crown & Balley vs. Bartlett upon a promissory note of said Bartlett and trustees and in the service and duty was to Prescott; that there never was secured any judgment against said Prescott as trustee in each of crown & Balley and Prescott his first service and duty was to trustees until the termination of the county court, but that said case was then and always thereafterward continued as to trustees until the termination of the county of the cou

respondent further answering, without going into detail, denies each and every one of the allegations of unpro-fessional conduct set forth in the affidavit of said D. P. Prescott filed with this complaint, and denies that there was ever any neglect, indifference, collusion, fraud or wrong doing of any character on his part in and about the matters of said cott in any way, shape or form respondent, further answering, says that gomething more than a year ago he learned that said Prescott had made some statements charging this respondent with being unfaithful to him in said litigation and of having acted in a dual capacity and that thereupon the said Prescott not having paid and settled the respondent's account against him for services in said case, he demanded settlement of said Prescott, giving him notice that if the settlement was not made he, this respondent, would sue Prescott therefor because of the statements which said Prescott had made as aforesaid, and in order to give said Prescott an opportunity to make defense against said account on said grounds; that Prescott refused to pay and thereupon the respondent brought suit against him; that judgment to account thereon was rendered April term, 1905, of Windham county court and an auditor appointed and that hearing was had thereon before A. W. Butler, the auditor appointed by the court to hear and determine the same, at Newfane September 6, 1905. Mr. Prescott was present with counsel, evidence on both sides was produced. Prescott defending said suit on the grounds that the respondent had been unfaithful to him and had acted in a dual capacity and after hearing the parties capacity and, after hearing the parties and their evidence and counsel, the au-ditor made his report to the court, the substance of which relative to the matters f said defense is as follows: "Evidence f both sides shows that Mr. Fitts sued fr. Bartlett and trusteed Mr. Prescott with others, but it also shows that Mr. Prescott became informed of that fact and was told by Mr. Fitts that he would protect Prescott's interests in the trustee protect Present a interests in the tribles process in preference to those of the other clients and the other clients so understood; that Mr. Prescott still retained Mr. Fitts. . . . I find that Mr. Fitts was not acting in a dual capacity as claimed by the defendant; that Mr. Fitts did not because of the suit in which Mr. Prescott was trusteed with others endanger Mr. Prescott's interests in the Bartlett case; also that Mr. Fitts's charges were in all also that Mr. Fitte's charges were in all respects reasonable and just for the work performed and that said work was well and faithfully done." Upon said report judgment was rendered for this respondent, to recover of Prescott the full amount claimed by this respondent, that no motion was ever made by Prescott or his counsel to set aside or recommit said report or have rehearing and that no objection was made or exception taken to said judgment.

wald judgment.
Wherefore, this respondent avers that
he has given said Prescott every opporhe has given said Prescott every oppor-tunity by due process of law to make, prove and substantiate the charges he new makes against him; that in said suit Prescott undertook to do so and falled, and the respondent avers that by reason of said judgment the said claims and charges of said Prescott have as between him and said Fitts been judicially deter-mined and ended; yet the respondent is ready at the direction of this court to submit all the same again to the finding and determination of any tribunal which and determination of any tribunal which to this court shall seem meet and proper

Now the respondent avers that the pen-



## Special Offerings.

Extra Size Underwear. Drawers at 39c, 50c, 59c, \$1.00 and \$1.50 La Greque Muslin Drawers \$2.25 Ladies' Muslin Gowns 39c, 45c, 49c, 75c, \$1.00, \$1.25, \$1.50, \$1.75, \$2.00, \$2.25, \$2.50, \$3.00 \$3.00, Low Neck Gowns \$1.00, \$1.25, \$1.50, \$2.00,

Low Neck Gowns \$1.00, \$1.25, \$1.50, \$2.00, \$2.50, \$2.95.
Corset Govers at 7c, 10c, 12½c, 15c, 19c, 25c, 39c, 50c, 75c, \$1.00, \$1.25, \$1.50.
Drawers 25c, 39c, 50c, 75c, \$1.00.
Short Skirts 25c, 49c, 75c, \$1.00.
Long Skirts 50c, 59c, 75c, 98c, \$1.25, \$1.39, \$1.50, \$1.75, \$2.00, \$2.25, \$2.50 up to \$5.00
Children's Drawers 12½c, 19c, 25c.
Children's Night Gowns 25c, 39c, 50c.
Children's Night Gowns 25c, 39c, 50c.

Children's Night Gowns 25c, 39c, 50c. Infants' long slips 25c, 50c. Infants' long skirts 39c, 50c, 75c to \$1.75. Infants' Short White Dresses 25c, 50c,

Children's White Bear Skin Bonnets 39c, 621/2c, 871/2c, were 50c, 75c and \$1.00.
Linen Table Napkins, \$1.15 kind for 95c Linen Table Napkins, \$1.50 kind for \$1.35 Linen Table Napkins, 22-inch, \$1.75 kind

Births.

Marriages.

In Brattleboro, Jan. 25, by Rev. A. H. Webb, Alfred Henry Davis of London-

derry and Catherine E. Hughes of Win-

hall.

In Brattleboro, Jan. 29, by Rev. Father M. J. Carmody, Charles Bandis and Mary Elizabeth Connelly, both of Brattleboro.

In Sherburne, N. Y., Jan. 25, by Rev. Samuel Miller, John Melvin Taurber of Brattleboro and Miss Lois Bigelow Newton of Sherburne.

In Wilmington, Jan. 31, by Rev. E. C. Strover, George Dixon of Wilmington and Miss Flora Pike of Whitingham.

Beaths.

In Brattleboro, Jan. 27, Mrs. Cora.

In West Brattleboro, Feb. 1, Mrs. John

Japanese Marriage Laws.

Although Japan has revealed herself as highly enlightened in so many spheres

of civilization, she has not yet applied reformatory principles to the institution

When a girl is about to marry, her mother impresses upon her various rules of conduct to be followed during her wedded life. Some of these are:

"Be always amiable to your mother-

Get up early, go to bed late, and newer sleep in the afternoon.

Until you are fifty, never mix in

Never allow yourself to be jealous. Even if your husband is in the wrong.

Never speak evil of your neighbors. Strict obedience to a husband is a wife's noblest virtue."—[Harper's Week-

Copper Coins in China.

Do not consult fortune tellers.

Do not wear light clothes. Be humble and polite.

in-law and father-in-law.

Don't talk much

ever get angry.

rowds.

of marriage.

### HERE IS SOMETHING NEW.

It's Worth Reading About. It's Worth Thinking About.

Beginning tomorrow morning (this offer holds good only for one week) you may come and choose enough goods from our dress goods department to make a skirt-a stylish, pretty useful skirt-that is never more needed than right now at this changing season of the year.

Now for those who want silk waists. We'll make a bargain. You come and choose from an assortment which we have just laid out for your inspection (the color you like best and the most modish weaves among them.) We'll make up a pretty skirt or delightful waist to your measure and to your order for

#### PARIS LINGERIE.

French hand made chemises at \$1.50, \$2.00, \$2.50, \$3.50, \$4.50, \$5.00. Gowns, \$5 00 and \$7.50. Corset covers, \$3.95 and \$4.50. Drawers, \$2.00 and \$2.50.

## JARDINE & COMPANY.

#### Bleached Tabling, 50c kind for Bleached Tabling, \$1.00 kind for

Sale of White.

great things.

Special Offerings. Bleached Tabling, 290 kind for Cream Tabling, 89c kind for Pillow Cases 10c, 11c, 12/2c, 15c, 17c, 18c, worth 121/2c to 20c. Bleached Sheets 49c, 55c, 59c, 621/2c, 70c, 83c, worth 59c to 95c. Crochet Qulits 59c, 75c, 98c, \$1.25, \$1.80, \$2.25, worth 75c to \$2.50. White Muslin Ruffled Curtains 29c, 39c, 49c, 59c, 89c, worth 39c, 49c, 59c, 75c, \$1.00.

meet on the equal ground of low prices.

Begins Tomorrow

Just as old mother Nature dons her suit of white each year, so this store is transformed, and with counter and case filled with spotless snowy fabrics and garments and novelties, we announce the most delightful and opportune of all the year's merchandising events-Our Annual Showing and

A Queen of White Sales, where mothers will find pretty dresses and bonnets for their little ones. where frosty laces and embroideries reign in a court of their own, where ribbons and neckwear and stout domestics and towels and sheets and waists

A sale where thin pocket-books will accomplish

White Lace Curtains 39c worth 50c. White Lace Curtains \$1.25, worth \$1.69. White Lace Curtains \$1.69, worth \$2.00 White Cluny Curtains \$2.50, worth \$3.35. White Fish Net Curtains 98c, worth \$1.25. White Sash Curtains 25c, worth 33c. White Curtains, muslin, big variety patterns at 125/go 19c, worth 15c and 25c. Dunfermline Linens, seconds at 65c on the dollar, a big lot of 72 x 72 in table cloths at \$1.49, \$1.75, \$2.00, \$2.19, worth \$2.00 to \$3.00.



ally I know of not a single thing against him. I simply am going where duty calls me, and I would not take hold of the case unless I thought there was some merit in the charges." Reference was made to the fact that the supreme court returned the petition as not having been accompanied by affilda-vits of proof and Mr. Spellman was asked if the object of his visit to Brattleboro was if the object of his visit to Blatterply was, to secure those affidavits. His reply was, "O I'm just browsing around." When "O, I'm just browsing around." When asked if the petition would be presented

again to the supreme court he answered:

"Sink or swim, live or die, the petition will be pushed to completion. I have no

doubt but that the signers will return it

doubt but that the signers will return it to the court in due time."

Mr. Spellman was asked what the allegations against Mr. Fitts were and who stood behind them, but he would not give the desired information. "I don't think it would be courteous to the court or the retilioners." said he "to give out those petitioners," said he, "to give out those things before the court has had an op-portunity to consider the matter."

#### Press Comments.

This is the way the St. Albans Mes-senger looks at the case: "If John D. Spellman proves to the satisfaction of the supreme court of Vermont that Attorney General Clarke C. Fitts is guilty of irreg-ularities in his professional work, prob-ably no one will be more surprised than John D. Spellman."
In another issue the Messenger says:

"Of course the press cannot afford to prejudge the charges of irregularities in professional conduct that have been pre-ferred against Attorney General Clarke C. Fitts, but there does not appear to be manifest anywhere throughout Vermont any great amount of apprehension that a state official is about to be diagraced." The Barre Times says: "If Attorney John D. Spellman of Rutland and those Brattleboro men who brought the pe-tition, charging irregularities, against At-torney General Clarke C. Fitts, have any-thing against that official they will lose to time in baying their continuous. no time in having their petition properly sworn to and again presented to the su-preme court. If they have nothing more than petty spite to work out they will probably try to return to private life and allow the matter to drop. In case the petition in its proper form is not again presented to the court citizens of Ver-mout will set the cast down as very triv-ial."

The shadow of a dangling skeleton on a window shade created great excite-ment in a London street the other night. An inquiring policeman learned that an ambulance doctor was delivering to a roomful of railway employes a lecture on

TO CURE A COLD IN ONE DAY Take Laxative Bromo Quinine Tablets. Drug-gists refund money if it fails to cure. E. W. GROVE'S signature is on each box. 25c.

Poultry Food Agents Wanted Agents wanted everywhere to sell Page's Perfected Poultry Food. If it is not for sale in your village, write the manufacturer, C. S. Page. Hyde Park, Vt., for terms to agents. Agents take no risk, as the food is guaranteed to give entire satisfaction in every case, and any not sold may be returned. It is an article of genuine merit, and can be conscientiously commended to poultrymen.

To all who have these many years brought one ray of sunshine to the life of my suffering one for the beautiful flowers and the neighbor by kindnesses. I wish to return my heartfelt thanks. May the loving Father be a present help to them in all times of need.

MRS. A. J. STEARNS. dency of these charges against him is of great harm and injury to him, his reputa- Brattleboro, Feb. 1, 1906.

### Prof. B. Geo. Wilkins

In Brattleboro, Jan. 25. a daughter to Dana H. and Florence (Knight) Stafford. In West Brattleboro, Jan. 28. a son to Mr. and Mrs. Winnie Taylor.

In West Dummerston, Jan. 12. a daughter to Mr. and Mrs. Adin E. Fitts.

In Saybrook, Conn., Jan. 29. a son, Gordon Elbert, to E. C. and Lenna (Thomas) Tenney. Vermont's Greatest Healer.



In Jersey Shore, Pa., Jan. 26, Donald James Fraser, son of Mr. and Mrs. Alton Fraser, 16 months. Has scores of suffering men and In Bernardston, Mass., Jan. 29, Captain Edward A. Holton, 71, a native of Westwomen under treatment with him The work done by his wonderful power as tonishes those who witness it.

One woman has received bein after being refused treatment or operation in Massachusetts General Hospital. A young woman comes to Prof. Wilkins with deafness and has ber hearing restored in first treatment.

One of Brattleboro's young women cured of a critical case of spinal curvature. In East Dover, Jan. 28, Mrs. Laura E. In Hinsdale, N. H., Jan. 29. Cleophas Bergeron, 75. In Alden, Ill., Jan. II, Mrs. Lestina D. In West Dover, Jan. 24, Lorenzo Gore. In Londonderry, Jan. 27, Mrs. Julia

Strong endorsement right here

Strong endorsement right here at home.

I have suffered with aspinal trouble for nine years, my condition growing werse all the while, until I could do but little work. I went to Prof. Wilkins last August for consultation and he described my case so minutely and accurately that I commenced treatment at once. The curvature of my spine affected my general health seriously and my hearing was badly affected. Prof. Wilkins sate be could cure my curvature and improve my general health. When I went to him I could not walk but a short listance without being all tired out and suffering more pain than I had strength to bear. It gives me pleasure to say that Prof. Wilkins has straightened my spine and I have no inconvenience from it. My general health is good, I have gained in flesh and my hearing is much better. I have worked every day for the past two months and I am happy to say I am satisfied Prof. Wilkins has done wonders for me.

MISS BELL HOUGHTON, Bis Prof. Wilkins sives free consultation. his In Brooklyn, N. Y., Jan. 26, Miss Katherine M. Toomey, 32. In Dorchester, Mass., Jan. 28, Rev. William L. Jenkins, 79, minister of the Unitarian church in Brattleboro from 1871 There is as yet no such thing in Japan as equality between the sexes. The law relating to marriage recognizes no wrongs except on the part of the wife, from whom the husband may obtain a divorce by merely asserting that he is tired of

Prof. Wilkins gives free consultation; his terms are reasonable. His days are Thursdays, Fridays and Saturdays at Brattleboro, Vt., Mondays, Tuesdays and Wednesdays at Ellis House, Keene, N. H. her, or upon any of the following grounds: Disobedience, adultery, barrenness, jeal-ousy, physical antipathy, talkativeness or

> Old Time Plano Playing. In these infant days of the twentieth century the pianist stands next to the singer among the princes of the musical world. But it was not always so. The singer was the first to mount the public throne and reign with the sceptre of sweetened sound. Next came the violinist, and after him the virtuosi of wind instruments. instruments. Early concert programs show the names of singers, and flute, horn and obee players, but not of manipulators of the keyboard. The concert planist of today, sweeping the keyboard of his grand and the heart strings of his hearers with sinewy hands, emerged hearers with sinewy hands, emerged slowly from the humble state of a poor dependent, creeping with anxious offerings to the door of his princely patron. It was not till almost the middle of the eighteenth century that the performance of solo feats on the harpsichord began to attract public attention and to form the substance of concerts.-[Atlantic Month-

Charity sometimes begins at home and ends in the almshouse.

#### \$100 Reward.

There is no restriction on the coinage of copper in China and this free coinage is said to threaten the debasement of the empire's currency. It is estimated that the output in 1904 approximated 1,745,000,-000 pieces, and the Shanghal chamber of commerce says that by 1906, when all the mints are in operation, it will reach 16,-413,000,000 pieces. It is believed that the United States exports to China one-half of all the copper used. The importation of copper disks, the same size as the coins themselves, has been prohibited by the Chinese government, which found that people famous for "ways that are dark and tricks that are vain" established a lucrative industry by stamping them at home. The readers of this paped will be pleased o learn that there is at least one dreaded isease that science has been able to cure in all its stages, and that is Catarrh. Hall's Catarrh Cure is the only positive cure now known to the medical fraternity. Catarrh being a constitutional disease, requires a constitutional treatment. Hall's Catarrh cure is taken internally acting di-Catarrh cure is taken internally acting directly upon the blood and mucoussurfaces of the system, thereby destroying the foundation of the disease, and giving the patient strength by building up the constitution and assisting nature in doing its work. The proprietors have so much faith in its curative powers that they offer One Hundred dollars for any case that it fails to cure. Send for list of testimonials, Address F. J. CHENEY & CO., Toledo, O. Sold by all druggists, To.

Take Hall's Family Pills for constipation. Following closely after the attempt to wreck the Central Vermont express train at Bolton last Friday evening an attack was made soon after midnight Thursday morning on a south-bound train, when shots were fired and chunks of coal, snots were free and canks of coa, evidently aimed at the engineer, were hurled at the train when passing through Jonesville, not far from Bolton. The fireman was struck by one of these missiles and knocked from his seat in the

## VALENTINES

at Wilcox's New York Bargain Store.

We have a fine line of valentines at popular prices.

1, 2, 3, 4, 5, 6, 8, 10, 12, 15, 25 and 50c.

We would be glad to have you look

A special offering in men's wool and half wool hose.

r5c hose, haif wool, roc 20c " " better grade r5c 25c " all " better grade r5c 35c " cashmere, 25c boys' extra heavy cotton

Sizes from 7 1-2 to 9 1-2. They are a bargain. Ask to look at th

WILCOX'S N. Y. BARGAIN STORE. Brattleboro, Vt. Greenfield, Mass

Now is the time to feed

STOCK and POULTRY FOODS.

We have the following POULTRY FOODS.

Pratt's, International, Prolific and Lee's Egg Maker.

#### STOCK FOODS.

PRATT'S, INTERNATIONAL and SHERIDAN'S, Horse Comfort, Heave Cure, Colic Cure, Pheno Killer and Lambert's Death to Lice. KOW-KURE, Garget Cure and

J. EDGAR MELLEN.

Coming for one entire week. MARKS BROS. NO. 1 DRAMATIC CO.

The largest, strongest and best attraction playing at 10, 39 and 30 cents ever in Brattle-boro. THAT'S TRUE

AUDITORIUM, FEB. 5 and 6 Afternoon and Evening Graham's Refined

Vaudeville Co. In vaudeville as presented in New York and Boston.

A COMPANY OF ALL STAR HEADLINERS

beaded by the most expensive act ever THE OSAKA TROUPE.

se acrobats, equilibrists and magician KITTIE BINGHAM, the original "Hiawatha Giri." DELZARO & DEL MEADO, Europe's greatest gymnasts. ORVILLE PITCHER, "the Minstrel Man to the King." EMMETT & MonEIL, eccentric singing and dancing. MASTER RRENT, aliver voiced soprano. JOHNNY MURTHA "the thoroughbred hobo." 20 minutes with the Edisonacone, the larest

POPULAR PRICES WILL PREVAIL. Matiness, 15c for children, 25c for adults. Evenings, 25, 35 and 50c.

Reflections of a Bachelor The automobile habit takes a steam When a man reforms it is a sign he has

been caught.
It takes patience to be a good husband; martyrdom to be a good wife.
There would be more fun in the world if everybody wanted to be gloomy.
When you see a man trying to manage a family of three without the least hope of doing it, it makes you do a lot of thinking over the fact that he may be running a great railroad.—[New York Press.

# CKATING **JHOES**

Need to be strong. Ought to be heavy. Must fit well.

Should feel soft and pliable. May combine all these qualities if--You get them where such shoes are sold.

I'm at your service with just that kind, and--

The prices are right, too.

FRED S. KNIGHT

82 Main Street.

## Pianos and Organs.

Having procured space in the Jewelry Store of H. H. Thompson, at 79 Main street, I am now prepared to furnish, to old customers or new,

Pianos of the Best Makes.

at prices to suit.

Also Organ Bargains on Hand. W. B. EDDY.

# A QUESTION. Fancy Honey.

Why do so many people send their work to the Brattleboro Steam Laundry?

It is because they get any kind of work they are after. We can give your shirts and collars either a gloss or domestic finish, as you desire.

Brattleboro Steam Laundry, Sparks Bros., Proprietors. Telephone 44-5. ro Flat Street.

### A. S. ATHERTON Licensed Auctioneer

17 Years' Experience.

Good Printing by E. L. Hildreth & Co One year each,

Telephone 3-12 Bernardston, Mass.

In combs and extracted to suit your taste.

### Florida and California Oranges

are coming fine and are very nice eating. We can suit you in price and quality.

#### GRANGE STORE. ELLIOT STREET.

The New York Tribune-Farmer and THE VERMONT PHOENIX \$1.75